

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

CONCORD MUSIC GROUP, INC., et. al.,

Plaintiffs,

v.

X CORP., D/B/A TWITTER,

Defendant.

Case No. 3:23-cv-00606

Hon. Aleta A. Trauger

**DECLARATION OF JESSICA A. ROSE IN SUPPORT OF
X CORP.'S MOTION TO DISMISS**

I, Jessica A. Rose, declare as follows:

1. I am an attorney at the law firm of Quinn Emanuel Urquhart & Sullivan, LLP, counsel of record for Defendant X Corp. ("X"). I am a member in good standing of the Bar of the State of New York, and am admitted *pro hac* vice in this action. I submit this declaration in support of X's motion to dismiss the Complaint. I have personal knowledge of the facts set forth herein and, if called as a witness, I could and would testify competently to them.

2. Attached hereto as **Exhibit A** is a true and correct copy of portions of X's Terms of Service, the contents of which were published on and made publicly accessible at the URL <https://twitter.com/en/tos>, <https://help.twitter.com/en/rules-and-policies/copyright-policy>, <https://help.twitter.com/en/rules-and-policies/fair-use-policy>, <https://help.twitter.com/en/rules->

and-policies/twitter-report-violation, and <https://help.twitter.com/en/forms/ipi/dmca>. I caused these URLs to be visited, and this document printed, on August 9, 2023.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed in East Hampton, New York on August 14, 2023.



Jessica A. Rose